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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

C.A. NO: 04 11975RWZ

PACIFIC INDEMNITY COMPANY,)
)
Plaintiff)
)
VS.)
)
ALFRED KEMP, Individually and d/b/a)
KEMP PLUMBING,)
)
AND)
)
MARTIN SANDBORG, Individually and)
d/b/a SANDBORG PLUMBING and)
HEATING,)
)
Defendants)

**PROPOSED VERDICT SLIP OF DEFENADNT MARTIN SANDBORG,
INDIVIDUALLY AND D/B/A SANDBORG PLUMBING AND HEATING**

1. Did the Plaintiff prove by a preponderance of the evidence that the Defendant Martin Sandborg, Individually and d/b/a Sandborg Plumbing and Heating, failed to exercise the degree of skill required of him in the circumstances of this case?
Yes _____ No _____
2. Did the Plaintiff prove by a preponderance of the evidence that the Defendant Martin Sandborg, Individually and d/b/a Sandborg Plumbing and Heating, breached the implied warranty of workmanlike performance in this case?
Yes _____ No _____

3. If your answers to questions 1 and 2 are in the affirmative, did the Plaintiff prove by a preponderance of the evidence that the breach of the implied warrant of workmanlike performance by the Defendant Martin Sandborg, Individually and d/b/a Sandborg Plumbing and Heating, proximately caused damages to the Plaintiff?

Yes _____ No _____